

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

UNITED STATES OF AMERICA,

Plaintiff,

v.

ZACKARY ELLIS SANDERS,

Defendant.

Case No. 1:20-cr-00143

Honorable T.S. Ellis, III

Sentencing: April 1, 2022

**MOTION FOR NEW TRIAL AND TO RECONSIDER
MOTIONS TO COMPEL AND MOTIONS TO SUPPRESS**

Zackary Ellis Sanders, by and through undersigned counsel, respectfully moves the Court to order a new trial in this case under Federal Rule of Criminal Procedure 33. Mr. Sanders further respectfully moves the Court to grant Mr. Sanders's previously filed Motions to Compel, order a hearing pursuant to *Franks v. Delaware*, 438 U.S. 154 (1978), and suppress all evidence obtained pursuant to the invalid search warrant because it was not supported by probable cause and was based on an affidavit containing numerous and material false and misleading statements and omissions.¹

¹ This motion renews and supplements Mr. Sanders's Motions to Compel (ECF No. 38, 255, 137, 335), Motion to Suppress Due to Lack of Probable Cause (Motion to Suppress No. 1) (ECF No. 81-82), Motion to Suppress Based on False and Misleading Material Information in Affidavit Paragraph 23 (Motion to Suppress No. 2) (ECF No. 85-86), Motion to Suppress Based on Materially Misleading Statements and Omissions Regarding Tor, the Target Website, and the Subject Premises (Motion to Suppress No. 3) (ECF No. 83-84), and Motion to Suppress Based on False and Misleading Material Information in Affidavit Paragraph 25 (Motion to Suppress No. 4) (ECF No. 90-91). Mr. Sanders also incorporates by reference the following prior pleadings and related exhibits: ECF No. 48, 58, 93, 109, 112, 140, 176, 241, 252, 253, 256, 354, 427, 467, 476, and 491.

Respectfully submitted,

/s/
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Counsel for Defendant Zackary Ellis Sanders

CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of March 2022, the foregoing was served electronically on the counsel of record through the US District Court for the Eastern District of Virginia Electronic Document Filing System (ECF) and the document is available on the ECF system.

/s/ Jonathan Jeffress
Jonathan Jeffress